

P. L. L., (1860,) art. 21, sec 26.

**26.** If any person shall at any time be sued or prosecuted for anything done in pursuance of this sub-title of this article, or of anything herein contained, he may plead the general issue and give the special matter in evidence; and if upon trial, verdict shall be found for the defendant, or if the plaintiff shall be nonsuited or discontinued, the defendant shall recover treble costs, and if the plaintiff shall be unable to pay them, they shall be paid by the attorney who brought or prosecuted the suit, unless the plaintiff shall give security for the costs, to be approved by the court.

Ibid. sec. 27.

**27.** All penalties and forfeitures imposed by this sub-title of this article shall be recoverable by the said trustees, before any justice of the peace, and applied to the use of the poor of said county, as they shall direct.

Ibid. sec. 28.

**28.** The trustees may annually retain, out of the money levied for their use, the sum of thirty dollars, as a compensation for their services.

#### **BIRDS AND GAME.**

1890, ch 183.

**29.** It shall not be lawful for any person in Washington county to shoot, kill or in any way entrap or destroy any blue-bird, swallow, martin, robin, catbird, woodpecker, sparrow, wren, whippoorwill, lark, thrush, mocking-bird, or any insectivorous bird, at any season of the year, under the penalty of two dollars for each bird so killed, taken or destroyed.

1880, ch. 73.

**30.** It shall not be lawful for any person to capture or take any rabbit in districts numbers eight and eleven of said county, by the contrivances commonly called snaring or looping, and any person offending against the provisions of this section shall forfeit and pay a fine of ten dollars for each and every such offence, to be recovered before a justice of the peace of the district in which